

**Patterson Belknap Webb & Tyler LLP**

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October 5, 2006

**Filed Electronically**

Hon. David N. Hurd  
United States District Judge  
Alexander Pirnie Federal Bldg. and U.S. Courthouse  
10 Broad Street  
Utica, NY 13501

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**U.S. DISTRICT COURT  
N.D. OF N.Y.  
FILED**

**OCT 10 2006**

**Re: Haritatos v. Hasbro, 05 Civ. 930**

**LAWRENCE K. BAERMAN, Clerk  
UTICA**

Dear Judge Hurd:

We are counsel for Defendant Hasbro, Inc. in the above-referenced case, in which a motion in limine by Hasbro and its co-defendant to preclude the testimony of plaintiff's expert is pending and scheduled to be heard on submission October 13, 2006. Hasbro respectfully requests that the Court permit Hasbro to file the short reply brief attached hereto in order to clarify the mischaracterizations of the authority on which plaintiff relies.

Respectfully submitted,

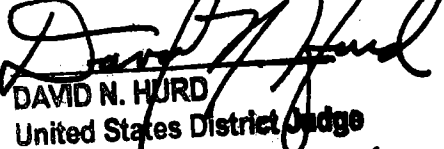


Kim J. Landsman

Attachment

cc: Robert Purcell, Esq., Attorney for Plaintiff Spero Haritatos (with attachment)  
John McGowen, Attorney for Defendant Toys "R" Us (with attachment)

**So Ordered:**



**DAVID N. HURD  
United States District Judge**

**Dated:**

**10-10-06  
Utica, New York**